

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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McCORMICK & CO., INC.,

Plaintiff,

Case No.: 07-CV-7244 (SCR)

-against-

STIPULATION
EXTENDING TIME

KARI-OUT CLUB, LLC, t/a KARI-OUT CO.,

Defendant

-----X
PERK UP, INC., s/h/a KARI-OUT CLUB, LLC,
t/a KARI-OUT CO.,

Third Party Plaintiff,

-against-

SHAMBAUGH & SON, LP,

Third Party Defendant.

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IT IS HEREBY STIPULATED AND AGREED by the undersigned attorneys for the third-party plaintiff and for the third-party defendant in the above entitled action, that the time within which third-party defendant may appear and answer, move or otherwise act with respect to the Third-Party Summons and Complaint is extended through and including January 28, 2008.

Dated: New York, New York
December 21, 2007

LONDON FISCHER LLP

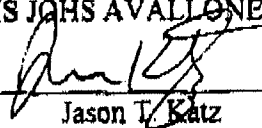
By: _____


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SO ORDERED: